

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

MARK A. SUMEREL,

Plaintiff,

vs.

JO ANNE B. BARNHART,  
Commissioner of Social Security,

Defendant


Civil No. C05-5011-FDB

ORDER OF REMAND

Based on the stipulation of the parties, it is ORDERED that the Commissioner's decision in regard to Plaintiff's application for disability insurance benefits under Title II of the Social Security Act be REVERSED and REMANDED to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). On remand, the administrative law judge (ALJ) will obtain a psychological evaluation, including testing, to determine whether Plaintiff's mental status relating back to his date last insured of June 30, 1998, as recommended by Thomas McKnight, M.D. In addition, the ALJ will obtain Plaintiff's records from public schools and community college/auto mechanic training, if these records are available.

1 If warranted, the ALJ will obtain input from a medical expert. The ALJ will obtain Plaintiff's  
2 inpatient treatment records for alcohol abuse and consider substance abuse as an impairment. The  
3 ALJ will analyze Plaintiff's mental impairments using the special technique outlined in 20 C.F.R. §  
4 404.1520a. The ALJ will also analyze evidence of obesity as required by Social Security Ruling  
5 02-1p. The ALJ will reanalyze Plaintiff's residual functional capacity. Finally, the ALJ will ensure  
6 that any discrepancies between the vocational expert's testimony and the Dictionary of  
7 Occupational Titles are identified and resolved in the decision.  
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9 DATED this 31<sup>st</sup> day of May 2005.

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12 FRANKLIN D. BURGESS  
13 UNITED STATES DISTRICT JUDGE

14 Recommended for Entry:

15 s/ Karen L. Strombom  
16 UNITED STATES MAGISTRATE JUDGE

17 Presented by:

18 s/ STEPHANIE R. MARTZ WSB # 28636  
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